

Message Text

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ORIGIN L-03

INFO OCT-01 EUR-25 ADP-00 EB-11 IO-13 CAB-09 CIAE-00

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IO/ TRC- MR. GRIP

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FM SECSTATE WASHDC

TO AMEMBASSY BERN

AMEMBASSY THE HAGUE

INFO AMEMBASSY ROME

AMEMBASSY MOSCOW

AMEMBASSY STOCKHOLM

AMEMBASSY OTTAWA

AMEMBASSY THE HAGUE

AMEMBASSY COPENHAGEN

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY OSLO

AMEMBASSY BONN

AMCONSUL MONTREAL

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E. O. 11652: N/ A

TAGS: PINS, PFOR, IT, SZ

SUBJECT: CIVAIR: ROME DIPLOMATIC CONFERENCE/ EXTRAORDINARY

ASSEMBLY, AUGUST 28, 1973

REF: (A) BERN 2490

(B) STATE 115481

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(C) BERN 1942

1. SCIOLLA LAGRANGE IS ABLE ATTORNEY WHO IS A LEGAL ADVISER IN ITALIAN FOREIGN MINISTRY. IN PRACTICE HE IS PROBABLY THE MOST INFLUENTIAL AND ABLE LEGAL ADVISER IN THAT MINISTRY, ALTHOUGH IN TERMS OF RANK HE IS NOT THE MOST SENIOR. LAGRANGE HAS EXPERIENCE IN AIR LAW, BEING A MEMBER ITALIAN DELEGATIONS TO HAGUE AND MONTREAL MEETINGS. DEPARTMENT ATTORNEYS HAVE WORKED WITH HIM BOTH IN CONTEXT OF AIR LAW AND OTHER AREAS AND EXPERIENCE WITH HIM LEADS US TO CONCLUSION THAT HE WOULD BE MOST ABLE CHAIRMAN FROM STANDPOINTS OF LEGAL, ORGANIZATIONAL, AND LANGUAGE ABILITY, AND AIR LAW EXPERIENCE.

2. BEGIN FYI. SCIOLLA' S NAME WAS RECOMMENDED TO HUFFMAN AND GAITHER BY MOK OF NETHERLANDS AND LATER INDIRECTLY BOTH BY GUILLANNE OF FRANCE AND KEAN OF U. K. HIS ABILITIES ARE THUS WELL ESTABLISHED INSOFAR AS THESE THREE EXPERIENCED INDIVIDUALS ARE CONCERNED. END FYI.

3. EMBASSY REPORTING OF SWISS POSITION ON SINGLE CHAIRMAN MOST APPRECIATED AND INFORMATIVE. DEPARTMENT CONTINUES TO BE OF VIEW THAT IT IS UNREALISTIC AND OVERPOWERING FOR ONE INDIVIDUAL TO CHAIR BOTH MEETINGS. THIS VIEW SUPPORTED STRONGLY BY ICAO COUNCIL PRESIDENT.

4. SUGGEST EMBASSY STRESS TO GULDIMANN FOLLOWING POINTS:

(A) SIZE OF BODIES AND DIVERSITY OF SUBJECT MATTER TO BE DISCUSSED AT CONFERENCE/ ASSEMBLY IS SUCH THAT IMPOSITION OF TASK ON ONE INDIVIDUAL WOULD NOT ONLY BE DETRIMENTAL TO INDIVIDUAL' S STATUTE, BUT TO ORDERLY PROGRESS OF TWO BODIES.

(B) DEPARTMENT FEELS STRONGLY THAT, ASIDE FROM OBVIOUS POLITICAL ADVANTAGES TO U. K. AND FRANCE IN TERMS OF PROMOTING THEIR OWN PROPOSAL AS SOLE OUTCOME OF CONFERENCE, IT WOULD IN LONG- RUN WORK TO LIMITED OFFICIAL USE

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DISADVANTAGE OF FUTURE PROGRESS IN DEVELOPMENT OF AIR LAW TO REQUIRE BOTH BODIES TO OPERATE UNDER SAME RULES OF PROCEDURE. DEPARTMENT AWARE THAT THIS IS POSITION BEING TAKEN BY FRENCH AND BRITISH, BUT FEELS STRONGLY THAT ANY SUCH PROVISION WOULD PROVIDE ONLY SHORT- TERM GAIN. AS GULDIMANN IS WELL AWARE BECAUSE OF HIS EXPERIENCE IN AIR LAW, RULES OF PROCEDURE FOR ICAO

ASSEMBLY SUBSTANTIALLY DIFFERENT FROM THOSE OF DIPLOMATIC
CONFERENCE. WE BELIEVE IT WOULD BE MOST UNFORTUNATE
PRECEDENT FOR A DIPLOMATIC CONFERENCE TO EMPLOY RULES
OF PROCEDURE OF ASSEMBLY. DEPARTMENT OF VIEW THAT
INHERENT IN BRITISH/ FRENCH PREFERENCE FOR SINGLE
CHAIRMAN IS DESIRE TO IMPOSE ASSEMBLY RULES OF PROCEDURE
ON DIPLOMATIC CONFERENCE.

(C) ICAO SECRETARIAT HAS INDEPENDENTLY REACHED
SIMILAR CONCLUSION AND SET PROVISIONAL RULES OF
PROCEDURE FOR DIPLOMATIC CONFERENCE THOSE EMPLOYED HAGUE
AND MONTREAL. AS NOTED ABOVE COUNCIL PRESIDENT HAS
INDICATED TWO CHAIRMEN ESSENTIAL AND IS PROCEEDING
ALONG THAT BASIS. RUSH

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